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AUG 2001

Docket No. 50179-093

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Peter Laurence MOLLOY, et al.

Serial No.:

Group Art Unit: not yet assigned

Filed: On even date

Examiner: not yet assigned

For: REGULATORY CONSTRUCTS COMPRISING INTRON 3 OF SPECIFIC
MEMBRANE ANTIGEN GENE

PRELIMINARY AMENDMENT

Commissioner for Patents
Washington, DC 20231

Sir:

Prior to examination, please amend the application as follows:

IN THE CLAIMS:

Please cancel claims 1-53, all the claims, and replace with the following new
claims 54-106.

54. A recombinant polynucleotide comprising at least one regulatory element
derived from intron 3 of the PSM gene and a sequence encoding a heterologous
polypeptide.

55. A recombinant polynucleotide according to claim 54 in which the
recombinant polynucleotide further comprises a promoter.

56. A recombinant polynucleotide according to claim 54 in which the promoter
is located upstream from and is operably linked to the sequence encoding the
heterologous polypeptide.